

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

GSH 88-883817

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

09/719957

INTERNATIONAL APPLICATION NO.
PCT/CA99/00560INTERNATIONAL FILING DATE
23 December 1999 (23.12.99)PRIORITY DATE CLAIMED
18 June 1998 (18.06.1998)

TITLE OF INVENTION

Bait Software

APPLICANT(S) FOR DO/EO/US

Babak Ahmadi; Carl Wimmer

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
- a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
- b. ☐ has been transmitted by the International Bureau.
- c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ A copy of the International Search Report (PCT/ISA/210).
8. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
- a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
- b. ☐ have been transmitted by the International Bureau.
- c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
- d. ☐ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
11. ☒ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☒ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 13 to 20 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☐ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☒ Certificate of Mailing by Express Mail
20. ☒ Other items or information:

Request form (3 pgs)

Submission of Incomplete Application (1 pg)

| | | |
|--|---|---|
| U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.53) 09/719997 | INTERNATIONAL APPLICATION NO. PCT/CA/00560 | ATTORNEY'S DOCKET NUMBER GSH 08-883817 |
|--|---|---|

21. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :

- ☐ Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$970.00
- ☒ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$840.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$690.00
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$670.00
- ☐ International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$96.00

ENTER APPROPRIATE BASIC FEE AMOUNT =**\$840.00**

Surcharge of **\$130.00** for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

\$0.00

| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE |
|--------------------|--------------|--------------|-----------|
| Total claims | 11 - 20 = | 0 | x \$18.00 |
| Independent claims | 7 - 3 = | 4 | x \$78.00 |

\$0.00**\$312.00**Multiple Dependent Claims (check if applicable). ☐**\$0.00****TOTAL OF ABOVE CALCULATIONS =****\$1,152.00**

Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). ☐

\$0.00**SUBTOTAL =****\$1,152.00**

Processing fee of **\$130.00** for furnishing the English translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).

\$0.00**TOTAL NATIONAL FEE =****\$1,152.00**

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). ☐

\$0.00**TOTAL FEES ENCLOSED =****\$1,152.00**

| | |
|-----------------------|----|
| Amount to be refunded | \$ |
| charged | \$ |

Form PTO-2038

☒ A check in the amount of **\$1,152.00** to cover the above fees is enclosed.

☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **08-1391** A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Norman P. Soloway, Reg. No. 24,315
Hayes, Soloway, Hennessey, Grossman & Hage, PC
175 Canal Street
Manchester, NH 03101

SIGNATURE

Norman P. Soloway

NAME

24,315

REGISTRATION NUMBER

December 18, 2000

DATE

09/719957
430 Rec'd PCT/PTO 18 DEC 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: Ahmadi et al
FILED: December 18, 2000
FOR: Bait Software
DOCKET: GSH 08-883817

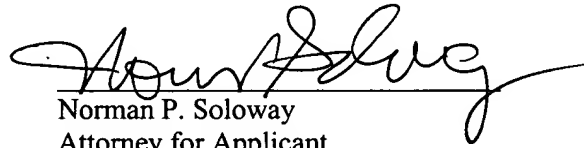
Commissioner of Patents & Trademarks
Washington, D.C. 20231

SUBMISSION OF INCOMPLETE APPLICATION

Dear Sir:

Submitted herewith is a transmittal letter and accompanying patent application documents which are incomplete due to the omission of a Declaration and Power of Attorney. The Applicants are Babak AHMADI of 2322 Lawson Avenue, Weest Vancouver, British Columbia V7V 2S6, Canada and Carl WIMMER of 9 West Broadway, Vancouver, British Columbia V5Y 1P1, Canada, both whom are Canadian citizens. Other details will be found on the transmittal letter.

Respectfully submitted,


Norman P. Soloway
Attorney for Applicant
Reg. No. 24,315

CERTIFICATE OF EXPRESS MAILING

"Express Mail" Mailing Label No: EL518278456US
Date of Deposit: December 18, 2000

I hereby certify that this paper and the papers listed thereon are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above, and is addressed to BOX PATENT APPLICATION, Commissioner of Patents, US Patent and Trademark Office, Incoming Mailroom, 1B01 Crystal Plaza 2, 2021 Jefferson Davis Highway, Arlington, VA 22202-3602.

Signature of person mailing: 
Name of person mailing: Kristine Stevens

TRANSMITTAL LETTER TO THE
UNITED STATES RECEIVING OFFICE


| | |
|-------------------------------|-------------------|
| Date | December 18, 2000 |
| International Application No. | 097719957 |
| Attorney Docket No. | GSH 08-883817 |

I. Certification under 37 CFR 1.10 (if applicable)

| |
|-----------------------------|
| EL518278456US |
| Express Mail mailing number |

| |
|-------------------|
| December 18, 2000 |
| Date of Deposit |

I hereby certify that the application/correspondence attached hereto is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

| |
|---|
|  |
| Signature of person mailing correspondence |

| |
|--|
| Kristine Stevens |
| Typed or printed name of person mailing correspondence |

II. ☒ New International Application

| | |
|-------|---------------|
| TITLE | Bait Software |
|-------|---------------|

| |
|--|
| Earliest priority date (Day/Month/Year) |
| 18 June 1999 |

SCREENING DISCLOSURE INFORMATION: In order to assist in screening the accompanying international application for purposes of determining whether a license for foreign transmittal should and could be granted and for other purposes, the following information is supplied. (Note: check as many boxes as apply):

- A. ☐ The invention disclosed was **not** made in the United States.
- B. ☐ There is no prior U.S. application relating to this invention.
- C. ☒ The following prior U.S. application(s) contain subject matter which is related to the invention disclosed in the attached international application. (NOTE: priority to these applications may or may not be claimed on form PCT/RO/101 (Request) and this listing does not constitute a claim for priority).

| | | | |
|-----------------|------------|----------|--------------|
| application no. | 60/089,772 | filed on | 18 June 1999 |
| application no. | | filed on | |

- D. ☐ The present international application ☐ is identical ☐ contains less subject matter than that found in the prior U.S. application(s) identified in paragraph C.
- E. ☒ The present international application ☒ contains additional subject matter not found in the prior U.S. application(s) identified in paragraph C. above. The additional subject matter is found on pages throughout and ☒ DOES NOT ALTER ☐ MIGHT BE CONSIDERED TO ALTER the general nature of the invention in a manner which would require the U.S. application to have been made available for inspection by the appropriate defense agencies under 35 U.S.C. 181 and 37 CFR 5.1. See 37 CFR 5.15

III. ☐ A Response to an Invitation from the RO/US. The following document(s) is (are) enclosed:

- A. ☐ A Request for An Extension of Time to File a Response
- B. ☐ A Power of Attorney (General or Regular)
- C. ☐ Replacement pages:

| | | | | | |
|-------|--|-----------------------------|-------|--|-----------------|
| pages | | of the request (PCT/RO/101) | pages | | of the figures |
| pages | | of the description | pages | | of the abstract |
| pages | | of the claims | | | |

- D. ☐ Submission of Priority Documents

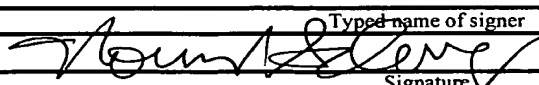
| | | | |
|-------------------|--|-------------------|--|
| Priority document | | Priority document | |
|-------------------|--|-------------------|--|

- E. ☐ Fees as specified on attached Fee Calculation sheet form PCT/RO/101 annex

IV. ☐ A Request for Rectification under PCT 91 ☐ A Petition ☐ A Sequence Listing Diskette

V. ☐ Other (please specify):

The person
signing this
form is the:

| | |
|---|---|
| <input type="checkbox"/> Applicant | Norman P. Soloway |
| <input checked="" type="checkbox"/> Attorney/Agent (Reg. No.) 24,315 | Typed name of signer |
| <input type="checkbox"/> Common Representative |  Signature |